

**FILED**

**MAY 21 2013**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF QEP ENERGY COMPANY FOR AN ORDER AUTHORIZING THE FLARING OF GAS IN EXCESS OF THE AMOUNTS ALLOWED UNDER UTAH ADMIN. CODE RULE R649-3-20(1.1) FROM A TOTAL OF SIX WELLS LOCATED WITHIN TOWNSHIP 10 SOUTH, RANGES 17 AND 18 EAST, DUCHESNE AND Uintah COUNTIES, UTAH

**MOTION FOR LEAVE TO FILE AN  
UNTIMELY REQUEST FOR  
AGENCY ACTION**

Docket No. 2013-017

Cause No. 259-03

COMES NOW, QEP Energy Company ("QEP"), by and through its counsel, Beatty & Wozniak, P.C., and pursuant to Utah Admin. Code Rule R641-105-100, and hereby requests the Board of Oil, Gas and Mining (the "Board") for leave to file an untimely Request for Agency Action, attached hereto and by this reference incorporated herein, to be heard at the next regularly scheduled meeting on June 26, 2013.

Requests filed after the 10<sup>th</sup> day of any calendar month may be allowed by the Board upon good cause shown (*see* Utah Admin. Code Rule R641-105-100). The Request for Agency Action is to allow QEP to flare gas in excess of the 1,800 MCF per month limit currently allowed without further Board approval under Utah Admin. Code Rule R649-3-20(1.1). QEP originally thought it would be possible to shut in each of the affected wells when the amount of gas flared reached 1800 MCF in a calendar month without risking damage to the wells until construction of a pipeline could be completed to

each of the wells. After further analysis of the potential consequences of curtailing the production from the Subject Wells, QEP is concerned that shutting in the wells, even partially, will lead to crossflow within the wellbores and could be detrimental to ultimate recovery as water, potentially from a reservoir downdip lateral or from shallower intervals within the curve, is forced back into the oil reservoir. QEP believes the risk of this result to be very high and that shutting in the wells, even just for a portion of a calendar month, would lead to a significant reduction in the ultimate recovery from the well. Therefore, in order to prevent additional damage to the wells, QEP respectfully requests this Motion for Leave be granted and that its Request for Agency Action be set for hearing on June 26, 2013.

In the alternative, if the Request for Agency Action cannot be heard on June 26, 2013, QEP respectfully requests that the Board enter an emergency order pursuant to Utah Admin. Code Rule R641-109-400, authorizing QEP as operator of the following wells, located in Uintah and Duchesne Counties, Utah:


- 1) WR 16G-32-10-17 (Located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 32, T10S, R17E, S.L.M., Nautilus Unit)
- 2) WR 16G-17-10-17 (Located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, T10S, R17E, S.L.M., Scylla Unit)
- 3) RB DS 1G-7-10-18 (Located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7, T10S, R18E, S.L.M., Nemo Unit)
- 4) RB DS 14G-8-10-18 (Located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 8, T10S, R18E, S.L.M., Nemo Unit)

- 5) RB DS 14G-6-10-18 (Located in the SE¼SW¼ of Section 6, T10S, R18E, S.L.M., Nemo Unit)
- 6) RB DS 14G-7-10-18 (Located in the SE¼SW¼ of Section 7, T10S, R18E, S.L.M., Nemo Unit)

to temporarily flare gas in excess of 1,800 MCF per month from the wells, being the amount currently allowed without further Board approval under Utah Admin. Code Rule R649-3-20(1.1), until the regularly scheduled July 31, 2013 hearing, with the caveat that no more than 160 MCFPD may be flared from each of the wells.

Respectfully submitted this 21st day of May, 2013.

**BEATTY & WOZNIAK, P.C.**

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**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF QEP ENERGY COMPANY FOR AN ORDER AUTHORIZING THE FLARING OF GAS IN EXCESS OF THE AMOUNTS ALLOWED UNDER UTAH ADMIN. CODE RULE R649-3-20(1.1) FROM A TOTAL OF SIX WELLS LOCATED WITHIN TOWNSHIP 10 SOUTH, RANGES 17 AND 18 EAST, DUCHESNE AND Uintah COUNTIES, UTAH

**ORDER GRANTING LEAVE TO  
FILE UNTIMELY REQUEST FOR  
AGENCY ACTION**

Docket No. 2013-017

Cause No. 259-03

The Board of Oil, Gas and Mining, having fully considered QEP Energy Company's ("QEP's") Motion for Leave to File Untimely Request for Agency Action filed on May 21, 2013, and finding good cause therefore, hereby grants said Motion and authorizes the filing and acceptance of the Request for Agency Action attached to QEP's Motion and sets this Cause to be heard at the regularly scheduled meeting on June 26, 2013.

For all purposes, the Chairman's signature on a faxed copy of this Order shall be deemed the equivalent of a signed original.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2013

**STATE OF UTAH  
BOARD OF OIL, GAS AND MINING**

By: \_\_\_\_\_  
James T. Jensen  
Chairman

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF QEP ENERGY COMPANY FOR AN ORDER AUTHORIZING THE FLARING OF GAS IN EXCESS OF THE AMOUNTS ALLOWED UNDER UTAH ADMIN. CODE RULE R649-3-20(1.1) FROM A TOTAL OF SIX WELLS LOCATED WITHIN TOWNSHIP 10 SOUTH, RANGES 17 AND 18 EAST, DUCHESNE AND UINTAH COUNTIES, UTAH

**ORDER GRANTING MOTION FOR  
EMERGENCY ORDER TO ALLOW  
TEMPORARY FLARING**

Docket No. 2013-017

Cause No. 259-03

The Board of Oil, Gas and Mining, having fully considered QEP Energy Company's ("QEP's"), Motion for Emergency Order to Allow Temporary Flaring filed on May 21, 2013, and finding good cause therefore, hereby grants said Motion and authorizes QEP as operator of the following wells, located in Uintah and Duchesne Counties, Utah:

- 1) WR 16G-32-10-17 (Located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 32, T10S, R17E, S.L.M., Nautilus Unit)
- 2) WR 16G-17-10-17 (Located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, T10S, R17E, S.L.M., Scylla Unit)
- 3) RB DS 1G-7-10-18 (Located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 7, T10S, R18E, S.L.M., Nemo Unit)
- 4) RB DS 14G-8-10-18 (Located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 8, T10S, R18E, S.L.M., Nemo Unit)
- 5) RB DS 14G-6-10-18 (Located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 6, T10S, R18E, S.L.M., Nemo Unit)

6) RB DS 14G-7-10-18 (Located in the SE¼SW¼ of Section 7, T10S, R18E, S.L.M., Nemo Unit)

to temporarily flare gas at rates up to 160 mcfpd from each well until this Cause is heard on July 31, 2013.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2013

**STATE OF UTAH  
BOARD OF OIL, GAS AND MINING**

By: \_\_\_\_\_  
James T. Jensen  
Chairman